

10134886 .06.1.102

PATENT

Docket No. 24180-907000 #3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Appln. of Hodson, et al.

Appln. No. 10/034,886

Filed: December 28, 2001

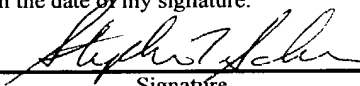
For: **Scored Package and a Method of  
Making the Same**

Examiner: unassigned

Group Art Unit: 3721

Certificate of Mailing

) I, hereby certify that this correspondence (along with any  
) documents referred to as attached or enclosed) is being deposited  
) with the US Postal Service as first class mail in an envelope  
) addressed to Assistant Commissioner for Patents, Washington,  
) DC 20231, on the date of my signature.  
)

  
\_\_\_\_\_  
Signature5-31-02  
\_\_\_\_\_  
Date of SignatureCOPY OF PAPERS  
ORIGINALLY FILED

**Box Missing Parts**  
**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION**

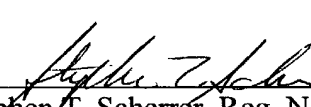
Applicants hereby responds to the Notice To File Missing Parts of Nonprovisional Application dated January 30, 2002, (copy enclosed) and provides the missing Combined Declaration and Power of Attorney herewith. In addition, Applicants enclose herewith thirteen (13) sheets of formal drawings and request(s) that the same be made of record in this application as a substitute for the drawings filed with the application December 28, 2001. This application is on behalf of other than a small entity Pursuant to 37 C.F.R. § 1.17(e), the surcharge for filing this Response is for other than a small entity in the amount of \$130.00, charge Account No. 13-0206 the sum of \$130.00. A duplicate of this transmittal is attached. Applicants also encloses herewith a Petition for Three-Month Extension of Time.

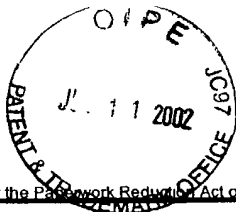
If any additional fee is required in connection with this communication, charge Account No. 13-0206. A duplicate of this transmittal is attached.

Date: May 31, 2002

Respectfully submitted,

MCDERMOTT, WILL & EMERY  
227 West Monroe Street  
Chicago, Illinois 60606-5096  
tel. no.: (312) 372-2000  
fax. no.: (312) 984-7700

  
\_\_\_\_\_  
Stephen T. Scherrer, Reg. No. 45,080  
One of the Attorneys for Applicant(s)



10034886 .06.1 102 #3

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PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL  
for FY 2002**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 1,050

**Complete if Known**

Application Number	10/034,886
Filing Date	December 28, 2001
First Named Inventor	Jay D. Hodson
Examiner Name	unassigned
Group Art Unit	unassigned
Attorney Docket No.	24180-907000

**METHOD OF PAYMENT**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to.

Deposit  
Account  
Number

13-0206

Deposit  
Account  
Name

McDermott, Will &amp; Emery

- ☒
- Charge Any Additional Fee Required
- 
- Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status.  
See 37 CFR 1.27

- 2.
- ☐
- Payment Enclosed:**

☐ Check ☐ Credit card ☐ Money  
Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$) Code (\$) Code (\$) Code (\$) Code (\$)

101 740 201 370 Utility filing fee

106 330 206 165 Design filing fee

107 510 207 255 Plant filing fee

108 740 208 370 Reissue filing fee

114 160 214 80 Provisional filing fee

Fee Paid

SUBTOTAL (1) (\$ 0

**2. EXTRA CLAIM FEES**

Total Claims		-20** =		X	Fee from below	=	0
Independent Claims		-3** =		X		=	0
Multiple Dependent						=	0

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$) Code (\$) Code (\$) Code (\$) Code (\$)

103 18 203 9 Claims in excess of 20

102 84 202 42 Independent claims in excess of 3

104 280 204 140 Multiple dependent claim, if not paid

109 84 209 42 \*\* Reissue independent claims  
over original patent110 18 210 9 \*\* Reissue claims in excess of 20  
and over original patent

SUBTOTAL (2) (\$ 0

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65			Surcharge - late filing fee or oath	130
127	50	227	25			Surcharge - late provisional filing fee or cover sheet	
139	130	139	130			Non-English specification	
147	2,520	147	2,520			For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*			Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*			Requesting publication of SIR after Examiner action	
115	110	215	55			Extension for reply within first month	
116	400	216	200			Extension for reply within second month	
117	920	217	460			Extension for reply within third month	920
118	1,440	218	720			Extension for reply within fourth month	
128	1,960	228	980			Extension for reply within fifth month	
119	320	219	160			Notice of Appeal	
120	320	220	160			Filing a brief in support of an appeal	
121	280	221	140			Request for oral hearing	
138	1,510	138	1,510			Petition to institute a public use proceeding	
140	110	240	55			Petition to revive - unavoidable	
141	1,280	241	640			Petition to revive - unintentional	
142	1,280	242	640			Utility issue fee (or reissue)	
143	460	243	230			Design issue fee	
144	620	244	310			Plant issue fee	
122	130	122	130			Petitions to the Commissioner	
123	50	123	50			Processing fee under 37 CFR 1.17(q)	
126	180	126	180			Submission of Information Disclosure Stmt	
581	40	581	40			Recording each patent assignment per property (times number of properties)	
146	740	246	370			Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370			For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370			Request for Continued Examination (RCE)	
169	900	169	900			Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 1,050

**SUBMITTED BY**

Name (Print/Type) Stephen T. Scherrer

Registration No  
(Attorney/Agent)

45,080

**Complete (if applicable)**

Telephone (312) 372-2000

Signature

Date May 31, 2002

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement. This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231



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# FEE TRANSMITTAL for FY 2002

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First Named Inventor	Jay D. Hodson
Examiner Name	unassigned
Group Art Unit	unassigned
Attorney Docket No.	24180-907000

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1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to.

Deposit Account Number: 13-0206  
Deposit Account Name: McDermott, Will & Emery

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
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107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	
SUBTOTAL (1) (\$ )			0

### 2. EXTRA CLAIM FEES

Total Claims:  -20\*\* =  X  = 0  
Independent Claims:  -3\*\* =  X  = 0  
Multiple Dependent:  = 0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 0

\*\*or number previously paid, if greater, For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
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169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 1,050

## SUBMITTED BY

Name (Print/Type) Stephen T. Scherrer

Signature

Registration No (Attorney/Agent)

45,080

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May 31, 2002

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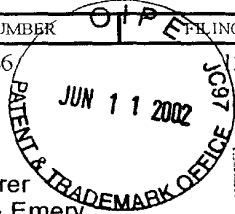
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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D. C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/034,886	2/28/2001	Jay D. Hodson	24180-907000

Stephen T. Scherrer  
McDermott, Will & Emery  
227 West Monroe Street  
Chicago, IL 60606-5096

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FEB - 7 2002

MW&amp;E

CONFIRMATION NO. 1633

## FORMALITIES LETTER



\*OC00000007392151\*

Date Mailed: 01/30/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

06/17/2002 AOSMAN1 00000053 130206 10034886

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A copy of this notice **MUST** be returned with the reply.

*K. Lee*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE